5725191/2022/VC-HOU01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS - Housing Department - Departmental Proceedings against Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 for violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964 - Articles of Charge - Issued.

HOUSING (VC.A1) DEPARTMENT

G.O.Rt.No.17

Dated:01.04.2022.
Read the following:

1. From the Director General, ACB, Andhra Pradesh Letter Rc.No.112/RCT-KUR/2018, Dated:11.05.2021.
2. G.O.Ms.No.5, Housing (VC.A1) Department, Dated:05.07.2021.
3. Government Memo.No.658062/VC/A1/2018-4, Dated:05.07.2021.
4. From the Director General, ACB, Andhra Pradesh Letter Rc.No.112/RCT-KUR/2018, Dated:11.03.2022.

* * *

O R D E R :-

It is proposed to hold an inquiry against Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District in accordance with the procedure laid down in Rule-20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 for violation of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

2. The substance of imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of Charge as Annexure-I. A statement of imputations of misconduct or misbehavior in support of each Article of Charge is enclosed as Annexure-II. A list of witnesses by whom, and a list of documents by which the Articles of Charge are proposed to be sustained is also enclosed as Annexure-III & IV.

3. Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District is directed to submit, within 10 days of the receipt of this order, a Written Statement of his Defense.

4. Sri Golla Ranga Swamy, A.E.(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District is informed that an inquiry will be held only in respect of those Articles of Charge as are not admitted. He should, therefore, specifically admit or deny each Article of Charge.

5. Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District is further informed that if he does not submit his Written Statement of Defense on or before the date specified in Para-3 above or otherwise fails or refuses to comply with the provisions of the Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District is invited to Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant / Public Servant shall bring or attempt to bring any outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his services under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings, it will be presumed that Sri Golla Ranga Swamy, Assistant Engineer(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District is aware of such a representation and that it has made at his instance and action will be taken against him for violation of the Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

[P.T.O]

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri Golla Ranga Swamy, A.E.(MIC) (now retired), Andhra Pradesh State Housing Corporation Limited, Kothapalli, Kurnool District - (with enclosure) through the MD, APSHCL, Vijayawada.

Copy to:-

The Managing Director, APSHCL, Autonagar, Vijayawada (with a request to serve the order on the individual and furnish the dated Ack. of the served copy to Govt. for record)

The Secretary to Vigilance Commissioner, AP Vigilance Commission, Velagapudi.

The Director General, Anti-Corruption Bureau, Andhra Pradesh, NTR Administration Block, 2nd Floor, Pandit Nehru Bus Station, Vijayawada.

Sf/Sc.

// FORWARDED :: BY ORDER //

P. Gangadhara

SECTION OFFICER

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ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI GOLLA RANGA SWAMY, ASSISTANT ENGINEER (MIC) (NOW RETIRED), ANDHRA PRADESH STATE HOUSING CORPORATION LIMITED, KOTHAPALLI, KURNOOL DISTRICT

That Sri Golla Rangaswamy, Assistant Engineer (MIC)(now retired), AP State Housing Corporation Limited, Kothapalli of Kurnool District, (here-in-after referred as Public Servant) while functioning as Assistant Engineer (MIC), AP State Housing Corporation Limited, Kothapalli Mandal during the period between 19.03.2013 to 15.10.2018 (till the date of trap) committed grave misconduct in as much as:

Article of charge: That the Public Servant in abuse of his official position, has demanded and accepted the bribe amount of Rs.7,000/- on 15.10.2018 from the de-facto Complainant Sri Moola Rajasekhar, Age 44 yrs, S/o M.Ramudu, Guvvalakuntla Village, Kothapalli Mandal, Kurnool District through Smt.Nallagoti Subba Lakshmamma, Age 38 yrs, W/o Raghuram, Work Inspector (Outsourcing), AP State Housing Corporation, Kothapalli of Kurnool District as illegal gratification other than legal remuneration as a motive or reward for doing an official favor of "Processing the bill of the de-facto Complainant for the house under Indiramma Housing Scheme".

Thus, the Public Servant by his above mentioned acts has exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Public Servant and thereby violated/contravened Rule 3(1) & (2) of APCS (Conduct) Rules, 1964.

Thus, the Public Servant rendered himself liable for regular departmental inquiry for major penalty under Rule 20 of APCS (CC&A) Rules, 1991.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

P. Gangadhar

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI GOLLA RANGA SWAMY, ASSISTANT ENGINEER (MIC) (NOW RETIRED), ANDHRA PRADESH STATE HOUSING CORPORATION LIMITED, KOTHAPALLI, KURNOOL DISTRICT

Sri Golla Rangaswamy, Assistant Engineer (MIC) (now retired), AP State Housing Corporation Limited, Kothapalli of Kurnool District, R/o Plot No.23, Vijayanagar Colony, Opp: Jeevasudha, Nandikotkur Road, Kurnool Town, Kurnool District. His date of Birth is 01.06.1961. He entered into Public Service i.e., A.P.State Housing Corporation Limited as Work Inspector on temporary basis on 20.06.1986 and regularized as Work Inspector on 13.11.1991. He was working as Assistant Engineer (MIC), AP State Housing Corporation Limited at Kothapalli Mandal, Kurnool District by the date of trap on 15.10.2018 and drawing basic pay of Rs.40,270/- in the Scale of pay (Rs.18,400/- to Rs.55,410/-) and he is the A.O.-1 in the trap case. While so he is retired on attaining the age of superannuation on 31.05.2021. He is here-in-after referred to as Public Servant (P.S).

Article of charge:

That the Public Servant in abuse of his official position has demanded and accepted the bribe amount of Rs.7,000/- on 15.10.2018 from the de-facto Complainant Sri Moola Rajasekhar, Age 44 yrs, S/o M.Ramudu, Guvvalakuntla Village, Kothapalli Mandal, Kurnool District through Smt.Nallagoti Subba Lakshmamma, Age 38 yrs, W/o Raghuram, Work Inspector (Outsourcing), AP State Housing Corporation Limited, Kothapalli of Kurnool District as illegal gratification other than legal remuneration as a motive or reward for doing an official favor of "processing the bill of the de-facto Complainant for the house under Indiramma Housing Scheme".

Facts and Evidence:

That the Complainant Sri Moola Rajasekhar is a resident of Guvvalakuntla Village, Kothapalli Mandal, Kurnool District and living by agriculture. In the year 2006, he applied for sanction of house under Indiramma Scheme to the housing officials as he did not own a residential house. Accordingly, the housing officials permitted for construction of house in his house site. The house under Indiramma Scheme will be sanctioned by the Government for Rs.1,50,000/- and he started construction of the house. During the year 2008, the Government sanctioned Rs.7,171/-. He met the housing officials for payment of remaining installment amounts, for that they stated that he will not get any amount as the house was kept under disable status. He requested the housing officials repeatedly as he completed the construction of the house by taking loans. He also met the housing A.E. at that time i.e., Sri Ranga Swamy several times and finally in the month of September, 2018, the AE prepared bill for Rs.35,000/-. On 9th of September, 2018, he met the A.E. for which he demanded bribe of Rs.10,000/- and after payment of bribe only, he will credit his bill into the bank. On his request, he reduced the bribe amount to Rs.7,000/-. He is not interested to pay the bribe, but the A.E. will not sanction the bill until payment of the bribe, hence he agreed to pay the bribe of Rs.7,000/- and requested to take necessary action against A.E. Sri Ranga Swamy.

The Deputy Superintendent of Police, Anti-Corruption Bureau, Kurnool who received the complaint from the de-facto Complainant, endorsed the same to Sri M.Nagabhushanam, Inspector of Police, Anti-Corruption Bureau, Kurnool to cause discreet enquiries with respect to the genuineness of the contents of the complaint and antecedents of the Sri Moola Rajasekhar, and the Public Servant. After due verifications, the complaint of Sri Moola Rajasekhar was registered on 15.10.2018 at 08.30 hours as a case in Cr.No.12/RCT-KUR/2018 U/s 7 of P.C. (Amendment) Act, 2018 by the DSP, ACB, Kurnool and he proposed to lay a trap against the Public Servant.

During the course of investigation, the DSP secured the mediators between the 09.00 hrs to 10.00 hrs in the office and conducted Pre-Trap Proceedings and the Mediators prepared the Pre-Trap Proceedings.

The Public Servant was trapped on 15.10.2018 at A.P. State Housing Corporation Limited, Kothapalli Mandal, Kurnool District when he demanded and accepted bribe amount of Rs.7,000/- from the de-facto Complainant through Smt. Nallagoti Subba Lakshmamma, Age 38 yrs, W/o Raghuram, Work Inspector (Outsourcing), A.P.State Housing Corporation Limited, Kothapalli of Kurnool District, R/o SC Colony, Kothapalli Village and Mandal, Kurnool District.

When both the hand fingers of the Public Servant were tested in sodium carbonate solution, the solution did not yield any result, on that the DSP, ACB called the de-facto complainant to the office and enquired the de-facto complainant who informed that on the instructions of the Public Servant he handed over the tainted currency notes to Smt. Nallagoti Subba Lakshmamma who was sitting besides the table of the Public Servant. Thereafter both the hand fingers of Smt. Nallagoti Subba Lakshmamma were subjected to sodium carbonate solution and both the hand fingers of Smt. Nallagoti Subba Lakshmamma gave positive result. The tainted currency of Rs. 7,000/- was recovered from the hand bag of Smt. Nallagoti Subba Lakshmamma at her instance. The contact portion of the tainted currency notes with the inner surface of the hand bag when tested with the help of cotton swab in sodium carbonate solution, it also gave positive result. As prima facie case is established against the Public Servant and A.O.-2, the DSP, ACB arrested the Public Servant & A.O.-2 on 15.10.2018 at 07.30 PM and produced them before the Court of Hon'ble Special Judge for Trial of ACB/SPE Cases, Kurnool on the same day. Later Public Servant & Smt. Nallagoti Subba Lakshmamma were released on conditional bail by the Hon'ble Special Court for the trial of SPE/ACB cases, Kurnool.

During the course of the Post-Trap Proceedings, the DSP examined Sri A.L.Prabhakar, Dy.EE Housing, Nandikotkur about the procedural aspects of sanction of houses under Indiramma and NTR Rural housing schemes etc.

During the course of investigation, Smt. Nallagoti Subba Lakshmamma came forward to disclose full and true happenings, related persons involved in commission of offence within her knowledge and to turn as approver. As Smt. Nallagoti Subba Lakshmamma is neither FIR accused nor beneficiary of the bribe amount, hence she was permitted to depose her statement U/s 164 Cr.P.C and was recorded by the Hon'ble Special Judicial Magistrate of First Class for Proh.& Excise, Kurnool on 20.11.2018. In which, she supported the version of Prosecution in the interest of justice. Upon that, a petition was filed on 08.01.2019 in the Hon'ble Special Court for the trial of SPE/ACB cases, Kurnool requesting to declare Smt. N. Subba Lakshmamma as approver and the same was allowed by the Hon'ble Court and issued orders vide Crl.M.P.No.31/2019, dated:07.02.2019 tendering pardon to Smt. Nallagoti Subba Lakshmamma and to add as a witness to the prosecution instead of Accused Officer. Hence Smt. Nallagoti Subba Lakshmamma was treated as Prosecution Witness in the interest of Justice.

The equivalent amount of tainted amount Rs.7,000/- used for trap, was reimbursed to the Complainant vide HO order RC.No.112/RCT-KUR/2018 & Cr.No. 12/RCT-KUR/2018, dt: 06.03.2020 of the Director, ACB, Vijayawada.

Further during the course of investigation, I.O. examined the following witnesses and recorded their statements U/s 161 Cr.PC.

1. **The de-facto Complainant, Sri Moola Rajasekhar, Age 44 yrs, S/o M. Ramudu, Guvvalakuntla Village, Kothapalli Mandal, Kurnool District**

He is the Complainant in this case. He corroborated the facts of his complaint Dt.13.10.2018 and all the facts of Pre-Trap Proceedings and Post-Trap Proceedings dated 15.10.2018 to the extent concerning to him. The statement of the Complainant U/Sec.164 Cr.P.C. was recorded by the Hon'ble Special Judicial Magistrate of First Class for (Prohibition & Excise) Court, Kurnool on 27.10.2018 and he corroborated with his complaint and 161 Cr.P.C statement. Further the de-facto Complainant recorded the conversation in his mobile memory card that took place between him and the Public Servant on 13.10.2018 while the Public Servant was demanding the

bribe, in his mobile memory card "Micro SD 2 GB Memory card" and the said memory card was handed over to DSP ACB, Kurnool on 15.10.2018 by the de-facto Complainant at the time of lodging complaint. The de-facto complainant in his further statement stated that, on 13.10.2018 he called the Accused Officer by phone and Sri Golla Ranga Swamy asked him to bring the bribe amount and he recorded the said conversation in memory card in his cell phone and handed over the memory card to Dy. Superintendent of Police, Anti-Corruption Bureau, Kurnool. He further stated that he do not know about the credit of the amount sanctioned under pre NTR Housing Scheme into his account as on date of giving complaint.

2. The statement of Sri A.L. Prabhakar, age 52 years, Dy.EE Housing, Nandikotkur, Kurnool District, discloses that he is working as Dy.EE Housing, Nandikotkur since July, 2017. As per the request of DSP, ACB, Kurnool over phone, he attended for the proceedings and he brought the beneficiary individual payment particulars file pertaining to sanction of house under Indiramma scheme to Sri M.Rajasekhar of Guvvalkuntila village of Kothapalli Mandal vide beneficiary ID No.13187100610051 and produced the attested copy of the same before the DSP. The house under Indiramma scheme was sanctioned to Sri Rajasekhar in 2006. He was paid Rs.3,500/- as cash and material component Rs.3,071/-, administrative charges Rs.600/-, totaling Rs.7,171/- at Lintel Level. During the year 2012, the above Indiramma house was disabled as a policy matter even though the Complainant completed the construction of the house. Later in the month of April, 2018, Sri Rajasekhar approached, Sri Ranga Swamy, A.E., (housing) (now retired), Kothapalli with all the relevant documents and requested to enable his house under the housing scheme and sanction of bills as he has already completed the construction of the house. The same was processed by the A.E., Kothapalli, Sri Rangaswamy and forwarded to P.D., housing, Kurnool through him. The same was processed by the P.D. housing and issued proceedings enabling the beneficiary on 02.05.2018. He further stated that, the houses sanctioned under Indiramma scheme will not be converted into the present NTR Rural Housing Scheme. The Unit cost of the Indiramma house during the year 2006 to 2008 was Rs.25,000/-. In addition, the SC beneficiaries will be paid Rs. 25,000/-. After enabling house of Sri Rajasekhar, the proposals were submitted for sanction of Rs.35,000/- at Roof Cast level and Rs.10,000/- under Special Roof Level category. The file will be processed by the P.D. and the amount will be deposited in the beneficiary individual account. The processing of entire bill of the Complainant was cleared under old Indiramma Housing Scheme and no further transactions will be allowed in the above mentioned ID number. The above ID transaction was closed on 04.08.2018. But, in the present case, the A.E., Kothapalli, Sri Rangaswamy might have assured the Complainant that he will ensure sanction of Rs.1,50,000/- under present NTR Housing scheme.

3) The statement of Sri Chechulamoni Nagaraju, Deputy Executive Engineer & In-charge Manager, A.P. State Housing Corporation Limited, Kurnool discloses that he is working as Dy.EE and I/c Manager in the Office of A.P.State Housing Corporation Limited, since 2013. Kothapalli A.E., Sri Rangaswamy was caught by ACB officials, while accepting bribe of Rs.7000/- from one M.Rajasekhar on 15.10.2018 on his complaint. Sri M.Rajasekhar was sanctioned Indiramma House during 2006 and sanctioned Rs.7,171/- towards housing bill. During the year 2014, Govt. disabled his house in connection with integrity survey along with many Indiramma houses. On the request of Sri M.Rajasekhar again his house was enabled by AP State Housing Corporation Limited, vide proceedings No.RCNo.272/AM(E)/online changes/2016, dt: 07.03.2018 and done Geo-tagging. After that all the bills of house were got sanctioned by the authority and on 21.08.2018 and Rs.45,498/- was remitted in the bank account of M. Rajasekhar. On knowing this by A.E., Sri Golla Ranga Swamy, he demanded bribe and while accepting the bribe amount through Subbalakshamma, work inspector got caught by ACB officials. Sri Golla Ranaga Swamy, A.E., was got suspended 4 times for his lethargic duty during the years 1999, 2010, 2012 & 2013. No bill was pending on the house of M. Rajasekhar and there is no provision to transfer the Indiramma housing scheme to the present NTR housing scheme and etc., facts.

4) Sri K.B. Venkateswara Reddy, S/o Rosi Reddy, age 57 yrs, Project Director, O/o A.P State Housing Corporation Ltd, Kurnool, R/o Flat No.304, Viswasai Apartment, Near Nandyal Check Post, Kurnool Town:

He speaks about the procedure that Indiramma Housing Scheme was implemented during the year 2006-2009. The bills were paid up to 2014 and after 2014, payments were made to the beneficiaries only after geo-tagging. The

complainant's Indiramma house was permitted for release of pending bill payment as per the orders of District Collector, Kurnool and etc., facts.

5) **The statement of Smt. Nallagoti Subba Lakshmamma, Work Inspector (Out Sourcing), Andhra Pradesh State Housing Corporation Ltd, Kothapalli Mandal, Kurnool District**, discloses that she is working as work inspector (outsourcing) in AP state Housing Corporation Limited since May, 2017 in Kothapalli Assistant Engineer's Office. Sri Golla Ranaga Swamy, A.E. is In-charge of Kothapalli A.E. office. Whatever work A.E., Sri Golla Ranaga Swamy entrust to her, will be attended by her. She attends the work of housing verifications, estimations and making reports and submits reports to the A.E. One Sri Rajasekhar of Guvvalakuntla village oftenly visiting A.E. office and met with Sri Ranagaswamy A.E. for the sanction of his Indiramma Housing bills. During the month of August, 2018, A.E., Dy.EE and herself have visited the house of Sri Moola Rajasekhar for Geo-tagging and for inspection at Indiramma house. On 15.10.2018 at about 10 A.M., she attended the office and attending officials work, meantime Sri M. Rajasekhar of Guvvalakuntla village entered into the office at about 12 noon, and approached A.E. Sri Golla Ranaga Swamy and asked about the Indiramma Housing bills. In the meantime A.E. Sri Golla Ranga Swamy called her and directed to take Rs.7,000/- from Sri M. Rajasekhar. Upon which, she received Rs.7,000/- from Sri M. Rajasekhar and counted and kept in her hand bag. Immediately, few people entered into the office room and asked the names of A.E. and herself by disclosing their identity as ACB officials. Later, ACB officials called Sri Rajasekhar in the office and asked him to whom he gave money. In reply, he stated that he had given money to her on the instructions of A.E. Sri Golla Ranaga Swamy. On questioning by the ACB officials, she stated that the money is with her. Later, ACB Officials conducted chemical test to her and A.E. Sri Golla Ranaga Swamy. While conducting chemical test her hands turns into colour and the hands of A.E. Sri Golla Ranga Swamy did not get colour. DSP, ACB asked about the money and she took out money from the hand bag and given to the mediators. ACB officials drafted panchanama in the presence of mediators and A.E. Sri Golla Ranaga Swamy and herself arrested and produced in the court on the next day. On the directions of A.E. Sri Golla Ranaga Swamy, she took the money Rs.7000/- from Sri M. Rajasekhar and kept it in her hand bag. The A.E Sri Golla Ranaga Swamy usually keeping money with her and while going to home in the evening he will take the money from her. She decided to reveal all the facts to the ACB officials and approached ACB Inspector and stated the facts as above. Further she expressed her will to depose the facts before the Hon'ble Court known to her knowledge and accordingly she gave her statement before the Hon'ble Judge U/s 164 Cr.P.C on 20.11.2018. In which she disclosed the happenings occurred on the day of trap at A.E. Office, APSHCL, Kothapalli and the role of Sri Golla Ranga Swamy in the case. A petition was filed by the I.O. in the Hon'ble Special Court for the trial of SPE/ACB cases, Kurnool allowing to take her as approver in the interest of justice and accordingly issued orders vide Crl.M.P.No. 31/2019, dated: 07.02.2019 tendering pardon to her and to add as a witness to the prosecution instead of accused officer and etc., facts.

6) **Sri P. Raju, Special Judicial Magistrate of First Class for Proh. & Excise, Kurnool**: He recorded the statement of the Complainant U/s 164 Cr.P.C on 22.10.2018, in which the Complainant fared well.

7) **Smt. Asha Rani, I Addl. Judicial Magistrate of First Class, Kurnool, FAC, Special Judicial Magistrate of First Class for Proh.& Excise, Kurnool:**

She recorded the statement of Smt. Nallagoti Subba Lakshmamma U/s 164 Cr.P.C on 20.11.2018, in which Smt. Nallagoti Subba Lakshmamma revealed all the facts that occurred on the date of trap and role of Sri Golla Ranga Swamy completely in the said case.

8) **Sri Bandaru Dinesh Kumar, Asst. Engineer, Kurnool Municipal Corporation, Kurnool**, discloses that he is the 1st mediator and speaks about the contents of Pre-Trap Proceedings and Post-Trap Proceedings and etc., facts.

9) **Sri Gounda Suheel Ahamed, Gound Street, Kurnool** discloses that he is the 2nd mediator and speaks about the contents of Pre-Trap Proceedings, Post-Trap Proceedings and etc., facts.

10) **Sri Yerram Murali Mohan Reddy, Head Master, ZP High School, Nandivargam, Kurnool District**, discloses that he is the 1st mediator and speaks about

the contents of transcription proceedings, Dt.23.10.2020 conducted in the office room of I.O in the O/o DSP, ACB, Kurnool.

11) **Sri Lingala Rajasekar Reddy, School Assistant, Z.P.H. School, Hanumannagar, Bethamcherla, Kurnool District**, discloses that he is the 2nd mediator and speaks about the contents of transcription proceedings, Dt.23.10.2020 conducted in the office room of I.O in the O/o DSP, ACB, Kurnool.

Further during the Post-Trap Proceedings the following documents were collected.

1. **One Field Book of the O/o A.E., A.P.State Housing Corporation Ltd, Kothapalli (Containing 1 to 30 sheets) seized from AO-1 during Post-Trap Proceedings:** It is the Original field book, the details of sanction houses for various beneficiaries in Kothapallli Mandal are entered. The details of sanction of Indiramma house to Sri Moola Rajasekhar is found vide beneficiary ID No.13187100610051 at serial No.20 of Guvvakuntla Village list. The Complainant was paid an amount of Rs.7171/- at RL level through his bank account No.11559605238 of State Bank of India under old Indiramma housing scheme. Later it was treated as disabled house.

2. **Application and connected documents of the Complainant for sanction of house under Indiramma housing scheme produced by A.L.Prabhakar, Dy.EE, Housing, Nandikotkur.**

i) Sheet No.1 is the Photostat copy of Possession Certificate of the Complainant.
ii) Sheet No.2 is the Photostat copy of Geo tagging Photos 1 & 2 of the Complainant house.
iii) Sheet No. 3 is the Photostat copy of the Complainant house with Complainant photos.
iv) Sheet No.4 to 8 are the Photostat copies of APSHCL, Kurnool District List of Employees Working in the District Cadre wise details as on 31.08.2015.
v) Sheet No. 9 & 10 are the Photostat copies of Application of the Complainant under Indiramma Phase III.

3. **One Beneficiary Individual Payment Particulars File produced by A.L. Prabhakar, D.E.E., Housing, Nandikotkur:**

These are the online copy details of sanction of Indiramma house to the Complainant, payment details and material provided to him and the geo tagging details and etc.,

Further, during the course of investigation the service particulars and job chart of Government servant were collected from the Project Director, AP State Housing Corporation, Kurnool.

During the course of investigation the Transcription Proceedings was conducted in the presence of mediators on 23.10.2020:

The de-facto Complainant recorded the conversation in his mobile memory card that took place between him and the Public Servant on 13.10.2018 while the Public Servant was demanding the bribe, in his mobile memory card "Micro SD 2GB Memory card" and the said memory card was handed over to DSP, ACB, Kurnool on 15.10.2018 by the de-facto Complainant at the time of lodging complaint. After obtaining a copy of CD containing the voice conversation which was got transferred from memory card at APFSL, Vijayawada and received the same through Hon'ble ACB court, a Transcription Proceedings was conducted in the presence of mediators on 23.10.2020 at the office of the DSP, ACB, Kurnool and the said transcription of voice conversation reveals that the Public Servant demanded bribe. Further, a requisition was filed in Hon'ble ACB Court, Kurnool on 30.11.2020 and accordingly, the voice sample of the Public Servant was collected at APFSL, Mangalagiri for comparison with

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that of voice in the memory card and for expert opinion. Soon after obtaining FSL Report the same will be incorporated in the report.

The documentary evidence i.e. complaint, FIR, Mediators Reports I & II, Rough sketch of the scene of the offence and job chart of the Public Servant, all discloses that the Public Servant demanded and accepted the bribe amount of Rs. 7,000/- from Sri M. Rajasekar for "processing his bill for the house under Indiramma Gruha Pathakam, thereby Public Servant violated the service rules".

Thus, the Public Servant Sri Golla Rangaswamy, by his above mentioned acts has exhibited lack of integrity, devoted to duty and conduct unbecoming of a Public Servant and thereby violated/contravened Rule 3(1) & (2) of APCS (conduct) Rules, 1964.

Thus, the Public Servant Sri Golla Ranga Swamy, Assistant Engineer (MIC) (now retired), AP State Housing Corporation Limited, Kothapalli of Kurnool District, R/o Plot No.23, Vijayanagar Colony, Opp: Jeevasudha, Nandikotkur Road, Kurnool Town, Kurnool District rendered himself liable for regular departmental inquiry for major penalty under Rule 20 of APCS (CC & A) Rules, 1991.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

P. Gangadhar.
SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSESS TO BE EXAMINED INQUIRY AGAINST SRI GOLLA RANGA SWAMY, ASSISTANT ENGINEER (MIC) (NOW RETIRED), ANDHRA PRADESH STATE HOUSING CORPORATION LIMITED, KOTHAPALLI, KURNOOL DISTRICT.

Oral Evidence:

The following are the oral evidence available on record to substantiate the allegations against the Public Servant Sri Golla Ranga Swamy.

1) Sri Moola Rajasekhar, age 44 yrs, S/o M. Ramudu, Guvvalakuntla Village, Kothapalli Mandal, Kurnool District.

2) Sri A.L.Prabhakar, age 52 years, S/o A.D. Sushailam, Dy.EE Housing, Nandikotkur, Kurnool District, R/o H.No.87/1352-3A-1, Chandrasekhar Nagar, Kurnool.

3) Sri Chechulamoni Nagaraju, age 54 years s/o S.Subbanna, Deputy Executive Engineer & In-charge Manager, A.P. state Housing Corporation, Kurnool R/o H.No. 81-172-B-1, Viswa Nagar, Kurnool Town.

4) Sri K.B. Venkateswara Reddy, S/o Rosi Reddy, age 57 yrs, Project Director, O/o A.P State Housing Corporation Ltd, Kurnool, R/o Flat No.304, Viswasai Apartment, Near Nandyal Check post, Kurnool Town:

5) Smt. Nallagoti Subba Lakshmamma, age 38 yrs, W/o Raghu Ram, Work Inspector (Outsourcing), Andhra Pradesh State Housing Corporation Ltd, Kothapalli Mandal, Kurnool District, R/o SC Colony, Kothapalli Village and Mandal Kurnool District.

6) Sri Bandaru Dinesh Kumar, age 24 yrs, S/o B. Srinivasulu, Asst. Engineer, Kurnool Municipal Corporation, Kurnool, R/o Flat No. 21B, Maruthi Homes, Joharapuram Road, Kurnool Town (Mediator-1): He is Mediator-1 and speaks about participating in Pre & Post-Trap Proceedings.

7) Sri Gounda Suheel Ahamed, age 46 yrs, S/o Late G. Kabir Ahamed, Jr. Asst. Kurnool Municipal Corporation, Kurnool, R/o H.No. 10/51, Babu Gound Street, Kurnool (Mediator-2): He is Mediator-2 and speaks about participating in Pre & Post- Trap Proceedings.

8) Sri Yerram Murali Mohan Reddy, age 53 yrs, S/o Late Y. Naga Lakshmi Reddy, Head Master, ZP High School, Nandivargam, Kurnool District R/o H.No. 87-526/1, Srinagar Colony, Kurnool (Mediator-1 of transcription proceedings): He is Mediator-1 and speaks about participating in transcription proceedings.

9) Sri Lingala Rajasekar Reddy, age 47 yrs, S/o L. Bali Reddy, School Assistant, Z.P.H. School, Hanumannagar, Bethamcherla, Kurnool District, R/o H.No. 87/712-3, Lecturers Colony, Near Amma Hospital, Kurnool (Mediator-2 of transcription proceedings): He is Mediator-2 and speaks about participating in transcription proceedings.

10) The Project Director, A.P State Housing Corporation Ltd, Kurnool: He speaks about furnishing of reply letter dated 16.10.2018, regarding service particulars, job chart of Government Servant.

11) Sri P.Raju, Special Judicial Magistrate of First Class for Proh. & Excise, Kurnool: He recorded the statement of the Complainant U/s 164 Cr.P.C on 22.10.2018, in which the Complainant fared well.

12) Smt. Asha Rani, I Addl. Judicial Magistrate of First Class, Kurnool, FAC, Special Judicial Magistrate of First Class for Proh.& Excise, Kurnool: She recorded the statement of AO-2 U/s 164 Cr.P.C on 20.11.2018, in which the AO-2 revealed all the facts that occurred on the date of trap and role of AO-1 completely in the said case.

13) Sri C. Jayarama Raju, Deputy Supdt. of Police, ACB, Kurnool Range, Kurnool.He speaks about the registration of case and laying trap.

14) Sri M. Nagabhushanam, Inspector of Police, ACB, Kurnool Range, Kurnool. He speaks about the further investigation, recording the statements of witnesses.

15) Sri K. Praveen Kumar, Inspector of Police, ACB, Kurnool Range, Kurnool. He speaks about the further investigation, recording the statements of witness.

16) Sri M.V.K. Reddy, Inspector of Police, ACB, Kurnool Range, Kurnool. He speaks about the further investigation and conducting voice Transcription Proceedings in the presence of mediators.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// FORWARDED :: BY ORDER //

P. Gangadhar.

SECTION OFFICER

ANNEXURE-IV

LIST OF DOCUMENTS TO BE CONDUCTED INQUIRY AGAINST SRI GOLLA RANGA SWAMY, ASSISTANT ENGINEER (MIC) (NOW RETIRED), ANDHRA PRADESH STATE HOUSING CORPORATION LIMITED, KOTHAPALLI, KURNOOL DISTRICT.

DOCUMENTARY EVIDENCE:

The following are the documentary evidence available on record to substantiate the allegations against Public Servant Sri Golla Rangaswamy.

1) Complaint Dt.13.10.2018 given by the Sri M. Rajasekar: It reveals the facts of the demand of bribe amount of Rs. 7,000/- by the A.O. for doing an official favour pending with him.

2) F.I.R in Cr.No.12/RCT-KUR /2018, Dt. 15.10.2018: It reveals that a report was received from the Sri M. Rajasekar with regard to demand of bribe by the A.O and registration of the case against the A.O.

3) Pre-Trap Proceedings: It reveals Pre-Trap happenings, Dt. 15.10.2018.

4) Post-Trap Proceedings: It reveals post trap happenings, at the Proceedings drafted in SRO office, Kurnool, Dt. 15.10.2018.

5) Transcription Proceedings: It reveals the text form of the voice conversation between the de-facto Complainant and Government Servant which is conducted at the O/o DSP, ACB, Kurnool on 23.10.2020 in the presence of mediators.

6) One Field Book of the O/O AE, State Housing Corporation Ltd, Kothapalli seized from AO-1 during Post-Trap Proceedings: It is the Original field book, the details of sanction houses for various beneficiaries in Kothapallli Mandal are entered. The details of sanction of Indiramma house to Moola Rajasekhar is found vide beneficiary ID No. 13187100610051 at serial No.20 of Guvvakuntla Village list. The Complainant was paid an amount of Rs. 7,171/- at RL level through his bank account No. 11559605238 of Sate Bank of India under old Indiramma Housing Scheme. Later it was treated as disabled house.

7) Application and connected documents of the Complainant for sanction of house under Indiramma Housing Scheme produced by A.L. Prabhakar, DEE, Housing, Nandikotkur and seized during Post-Trap Proceedings: It reveals about the application and connected documents of the de-facto Complainant.

8) One Beneficiary Individual Payment Particulars File produced by A.L. Prabhakar, DEE, Housing, Nandikotkur and seized during Post-Trap Proceedings: These are the online copy details of sanction of Indiramma house to the Complainant, payment details and material provided to him and the geo tagging details and etc.,

9) Reply in Rc. 80/2018/ACB Case, Dt: 16.10.2018 of the Project Director, A.P State Housing Corp., Ltd., Kurnool: The reply would speak about the Service particulars and Job Chart of A.O-1.

10) 65 B certificate of the Complainant: The Complainant had given 65B certificate under Indian Evidence Act, regarding his recording of voice of AO-1 in his mobile memory card and handing over the same to DSP, ACB, Kurnool at the time of lodging the complaint.

11) 164 Cr.P.C Statement of Sri Moola Rajasekhar: It corroborates the facts of the complaint, Pre-Trap & Post-Trap Proceedings.

12) 161 Cr.PC Statement of Sri Moola Rajasekhar, age 44 yrs, S/o M. Ramudu, Guvvalakuntla Village, Kothapalli Mandal, Kurnool district.

13) 161 Cr.PC Statement of Sri A.L. Prabhakar, age 52 years, S/o A.D. Sushailam, DE Housing, Nandikotkur, Kurnool District, R/o H.No.87/1352-3A-1, Chandrasekhar Nagar, Kurnool.

14) 161 Cr.P.C Statement of Sri Chechulamoni Nagaraju, age 54 years s/o S. Subbanna, Deputy Executive Engineer in-charge Manager, A.P. state Housing Corporation, Kurnool r/o H.No. 81-172-B-1, Viswa Nagar, Kurnool Town.

15) 161 Cr.PC Statement of Sri K.B. Venkateswara Reddy, S/o Rosi Reddy, age 57 yrs, Project Director, O/o A.P State Housing Corporation Ltd, Kurnool, R/o Flat no.304, Viswasai Apartment, Near Nandyal Check Post, Kurnool Town

16) 164 Cr.P.C Statement of Smt. Nallagoti Subba Lakshmamma, on 20.11.2018: She became as approver in this case, in which the she revealed all the facts that occurred on the date of trap and Pre-Trap & Post-Trap Proceedings and role of AO-1.

17) 161 Cr.P.C Statement of Smt. Nallagoti Subba Lakshmamma, age 38 yrs, W/o Raghu Ram, Work Inspector (Out Sourcing), Andhra Pradesh State Housing Corporation Ltd, Kothapalli Mandal, Kurnool District, R/o SC Colony, Kothapalli Village and Mandal Kurnool District.

18) Rough sketch of the scene of offence: This document speaks about the scene of offence where the Government Servant demanded the bribe amount and accepted through AO-2.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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P. Gangadhar

SECTION OFFICER